

PUBLIC: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

CONSENT CALENDAR: (1 - 21)

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

DEPARTMENTAL COMMUNICATIONS:

- R & F.  
(Doc. 1)

1. **RECEIVE AND FILE** annual report of expenditures from the Long Beach Jail Prisoner's Welfare Fund for fiscal year ending September 30, 1998. (Police)
- Auth'd. City Mgr. and increased.  
(Doc. 37)

2. **AUTHORIZE CITY MANAGER** to execute all necessary agreements to receive funds from the State of California, Employment Development Department, Labor Market Information Division and **INCREASE** the appropriation in the Community Development Department (CD) in the Community Development Grants Fund (SR150) by \$104,175. (Community Development)
- Req'd. City Atty. and auth'd. City Mgr.  
(Doc. 2)

3. **REQUEST CITY ATTORNEY** to prepare and **AUTHORIZE CITY MANAGER** to execute agreement with Vestar Development Company and Vestar/Lend Lease Long Beach Towne Center LLC for a storm drain easement. (Community Development and Public Works) (District 5)
- Set date of hearing for Tues., Jan. 12, 1999 at 5:30 P.M.  
(Doc. 38)

4. **SET DATE OF HEARING** for Tuesday, January 12, 1999, at 5:30 P.M., on application of MS Clipper, Inc., dba The Juke Joint, for a Permit for Entertainment with Dancing by Patrons at Existing Tavern at 3325 E. Anaheim Street . (Financial Management) (District 4)
- Set date of hearing for Tues., Jan. 12, 1999 at 5:30 P.M.  
(Doc. 3)

5. **SET DATE OF HEARING** for Tuesday, January 12, 1999, at 5:30 P.M., on application of Marie Sandra Deary, dba Education 2000+ Bookstore, for a Permit for Entertainment without Dancing by Patrons at Existing Retail Bookstore at 130 Pine Avenue, Suite A. (Financial Management) (District 2)
- Continued.  
(Doc. 4)

6. **CONTINUE** the existence of a local emergency due to a local tuberculosis health hazard. (Health and Human Services)
- Req'd. City Atty. and auth'd. City Mgr.  
(Doc. 5)

7. **REQUEST CITY ATTORNEY** to prepare and **AUTHORIZE CITY MANAGER** to execute contract with Robert F. Driver Company, Inc., as Broker of Record for property and casualty insurance at an annual fee of \$50,000 for the period January 1, 1999 through December 31, 1999, with annual option to renew through December 31, 2001. (Human Resources and Affirmative Action)

Auth'd. City Atty.  
(Docs. 6-8)

8. **AUTHORIZE CITY ATTORNEY** to submit Stipulations with Requests for Awards for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$28,756 in compliance with Appeals Board order for claim of Richard Beegle; \$13,680 for claim of Valgene Golston; and \$10,280 for claim of Ida Mae Henderson. (Law)

Auth'd. City Atty.  
(Doc. 9)

9. **AUTHORIZE CITY ATTORNEY** to pay sum of \$6,500 in full settlement of the lawsuit of James O. McCoy against the City of Long Beach. (Case No. 97C02793) (Law)

Req'd. City Atty. and auth'd.  
City Mgr.  
(Doc. 10)

10. **REQUEST CITY ATTORNEY** to prepare and **AUTHORIZE CITY MANAGER** to execute permit with Forty-Niner Athletic Association to sell advertising space on the scoreboard at Blair Field from January 1, 1999 through August 1, 2004. (Parks, Recreation and Marine) (District 3)

Req'd. City Atty.  
(Doc. 11)

11. **REQUEST CITY ATTORNEY** to prepare amendment to Section 10.24.076 of the Long Beach Municipal Code, Oversized Vehicles, adding Appian Way between Appian Way Bridge and J.H. Davies Bridge. (Public Works) (District 3)

Auth'd. City Atty.  
(Doc. 12)

12. **AUTHORIZE CITY ATTORNEY** to accept an easement deed to provide for widening of Myrtle Avenue adjacent to 6690 Myrtle Avenue. (Public Works) (District 9)

Concurred.  
(Doc. 39)

13. **CONCUR IN RECOMMENDATION** of Economic Development and Finance Committee to receive and file communications and proposed ordinance regarding campaign finance reform.

Concurred.  
(Doc. 13)

14. **CONCUR IN RECOMMENDATION** of Economic Development and Finance Committee to receive and file issue of entertainment licenses in small establishments.

Concurred.  
(Doc. 40)

15. **CONCUR IN RECOMMENDATION** of Economic Development and Finance Committee to receive and file communication regarding delegation to the Board of Harbor Commissioners requisite powers and duties necessary to assume responsibility for the management, control and supervision of all tide and submerged lands within limits of the City.

Concurred.  
(Doc. 41)

16. **CONCUR IN RECOMMENDATION** of Economic Development and Finance Committee to receive and file communication regarding replica of the compass mosaic from the Naval Base headquarters for placement at the turnaround on Pine Avenue.

Concurred.  
(Doc. 14)

17. **CONCUR IN RECOMMENDATION** of Economic Development and Finance Committee to receive and file communication regarding City's jury duty policy limitations.

Concurred.  
(Doc. 42)

18. **CONCUR IN RECOMMENDATION** of Economic Development and Finance Committee to receive and file communication regarding Long Beach Community Partnership Business Streamlining Committee recommendations.

Laid over to Tues., Jan. 12,  
1999.  
(Doc. 43)

19. **CONCUR IN RECOMMENDATION** of Economic Development and Finance Committee to receive and file communication regarding business plan for the expenditure of funds to be raised by the sale of Tax Allocation Bonds in the West Long Beach Industrial Redevelopment Project Area.

R & F.  
(Docs. 16-20)

20. **RECEIVE AND FILE** the following minutes:

Civil Service Commission, December 2 and 9, 1998  
Harbor Commission, December 14, 1998  
Water Commission, November 19 and 25, 1998

Ref'd. to City Atty.  
(Docs. 21-36)

21. **REFER TO CITY ATTORNEY** the following damage claims:

Jamie Al-Jamie	\$ 5,000.00
John Briscoe	99.00
Randall Cleaves	Amount Unknown
Matt Emmons and James Emmons	5,035.00
Jose Antonio Franco	Amount Unknown
Trison Dwayne Goodwin	Amount Unknown
Gertrudis Guevara	80.00
Steven Joseph Hill	175.00
Melchor Macareno	Amount Unknown
Kathy Mathews	Amount Unknown
Darry Peake	100,000.00
St. Mary Medical Center	Amount Unknown
State Farm Insurance Company, subrogee for Porfiro and Yolanda Chavez	1,509.13
Terrell Taylor	Amount Unknown
UniHealth - Long Beach Community Hospital	Amount Unknown
Wendell Trevor Valentine	9,618.99

**SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.**

**RECESS**

Meeting held.  
(Doc. 44)

22. A closed session of the City Council will be held in the City Council Lounge pursuant to Section 54956.9(a) of the California Government Code regarding existing litigation entitled: Shirley McClure v. City of Long Beach.

Withdrawn from agenda.

23. ~~A closed session of the City Council will be held in the City Council Lounge pursuant to Section 54956.9(a) of the California Government Code regarding existing litigation entitled: Ledsam Contracting Inc. v. City of Long Beach; and claim of Clarence Dotson.~~

Meeting held.  
(Doc. 45)

24. A closed session of the City Council will be held in the City Council Lounge pursuant to Section 54957 of the California Government Code in order to confer with the City negotiator relative to labor negotiations with the Police Officer's Association.

**RECONVENE**

**HEARINGS SCHEDULED FOR TODAY: 5:30 P.M.**

**Chapter 2.03 of the Long Beach Municipal Code currently provides that hearings shall be set for each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council.**

**CONTINUED HEARINGS:**

Rec'd. supporting documentation into the record, concluded the hearing, and denied permit.

25. Application of Fidel Picazo Franco, dba El Centenario Night Club, for Permit for Entertainment with Dancing by Patrons at Existing Tavern at 1650 Santa Fe Avenue. (Report of Financial Management) (District 1)

Suggested Action: Receive supporting documentation into the record, conclude the hearing and grant the permit, with or without conditions; or deny the permit.

Rec'd. supporting documentation into the record, concluded the hearing, denied the appeals, sustained the decision of the City Planning Commission and approved the Conditional Use Permit with the amended conditions.  
(Docs. 46-50)

26. Appeals of Willard Covert, Frank E. Florida, Helen Savell, Betty Selga and Darwin R. Thorpe from the decision of the City Planning Commission conditional approval of a Conditional Use Permit to construct a Pacific Bell mobile services 60-foot high wireless telecommunications pole designed to also function as a flagpole at 4909 Orange Avenue. (Report of City Planning Commission) (Betty J. Selga, et al., in opposition to Conditional Use Permit.) (Betty Selga, et al., Unofficial Spokespersons for Neighbors Helping Neighbors, submitting matters related to case.) (Stephen Garcia, submitting technical specifications prepared by Jerrold T. Bushberg, relative to same.) (Petition of Neighbors Helping Neighbors, signed by Salvador Rodriguez, et al., in opposition to Conditional Use Permit for pole.) (Neighbors Helping Neighbors, submitting "Summary and Conclusions on Bioeffects of Mobile Communications Fields.") (Additional Report of City Planning Commission) (Case No. 9808-15) (City Planning Commission) (District 8) (Director of Planning and Building, submitting communications facility fact sheet.) (Pacific Bell Mobile Services, submitting additional report.) (Frank Florida, relative to same.) (Councilmember Jeffrey A. Kellogg, submitting conditions.)

Suggested Action: Receive supporting documentation into the record, conclude the hearing, deny the appeals, sustain the decision of the City Planning Commission and approve the Conditional Use Permit; or

Receive supporting documentation into the record, conclude the hearing, sustain the appeals, overrule the decision of the City Planning Commission and deny the Conditional Use Permit.

**HEARINGS:**

- Ref'd. issue of permit process for taxicabs in the City of Long Beach to the Transportation and Infrastructure Committee and R & F application.  
(Docs. 51-52)

27. Application of A White and Yellow Cab, Inc., dba A Taxi Cab, 2406 S. Main Street, Santa Ana, for a permit to operate 50 taxicabs in the City of Long Beach. (Report of Director of Financial Management) (Financial Management) (Citywide) (Rick Schorling, General Manager, A Taxi Cab, requesting to withdraw application.)

Suggested Action: Receive supporting documentation into the record, conclude the hearing, make a finding that public convenience and necessity do not require the operation proposed by the applicant, and deny the permit; or

Receive supporting documentation into the record, conclude the hearing, make a finding that public convenience and necessity require the operation proposed by the applicant, and grant the permit.
- Rec'd. supporting documentation into the record, concluded the hearing, and granted permit with conditions as amended to include hours of operation on Sunday through Thursday till 12:00 midnight and Friday and Saturday till 1:00 A.M.  
(Doc. 53)

28. Application of Whalen Restaurants, Inc., dba El Dorado Restaurant, for a Permit for Entertainment with Dancing by Patrons at Existing Restaurant at 3014 Studebaker Road, No. C. (Report of Director of Financial Management) (Financial Management) (District 5)

Suggested Action: Receive supporting documentation into the record, conclude the hearing and grant the permit, with or without conditions; or deny the permit.

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

- R & F.  
(Doc. 54)

29. Chief of Police, reporting on applications for alcoholic beverage licenses. (Districts 2,3,6,9)

Suggested Action: Receive and file.
- Req'd. City Atty. and auth'd. City Mgr.  
(Doc. 55)

30. Director of Community Development, regarding contract with Economic Development Systems for professional services related to identification and recruitment of retail tenants and investors for areas of City.

Suggested Action: Request City Attorney to prepare and authorize City Manager to execute contract for period of January 1, 1999 through December 31, 1999 for an amount not to exceed \$141,500.
- Approved.  
(Doc. 56)

31. Director of Community Development, regarding designation of targeted employment area for Long Beach Enterprise Zone. (Districts 1,2,4,5,6,7,8,9)

Suggested Action: Approve census tracts listed on attached map as Enterprise Zone Targeted Employment Area for City of Long Beach.

December 22, 1998

R & F.  
(Doc. 57)

32. Director of Community Development, regarding Homeowner Rehabilitation Loan Program for mobile homes. (Citywide)
- Suggested Action: Receive and file.

Approved.  
(Doc. 58)

33. Director of Community Development, regarding request to amend Ports Highway Improvements Matching Fund Agreement. (Districts 1,2)
- Suggested Action: Approve amendment extending the agreement through August 31, 1999 and specifying that any funds remaining in the fund will accrue interest up to June 30, 1999.

Req'd. City Atty. and auth'd.  
City Mgr.  
(Doc. 59)

34. Director of Community Development, regarding revolving loan and capital availability loan adjustment and modification for Ivory Williams and Barbara Williams, dba Big Stuff. (District 6)
- Suggested Action: Request City Attorney to prepare all necessary documents and authorize City Manager to execute said documents to adjust the principal and interest balance and modify the terms and conditions of the City's loans to Ivory Williams Jr. and Barbara Williams.

Req'd. City Atty. and auth'd.  
City Mgr.  
(Doc. 60)

35. Director of Community Development, regarding request to amend Queen Mary Licensing Agreement. (District 2)
- Suggested Action: Request City Attorney to prepare and authorize City Manager to execute amendment to Queen Mary Licensing Agreement providing for a 5% royalty to City on use by others of Queen Mary-related merchandising elements, an annual fee of \$500,000 to the City should a Las Vegas-style hotel casino be developed using the Queen Mary's likeness or name, and approval of Queen Mary Development, Inc. to enter into sub-license agreements, without individual City review or approval, as long as certain prohibited elements, actions or products are not involved.

Approved.  
(Doc. 61)

36. Director of Financial Management, regarding Statement of Investment Policy for calendar year 1999.
- Suggested Action: Approve pursuant to Section 53646(a) of the State of California Government Code.

- Auth'd. City Mgr. to prepare Letter of Intent with Long Beach Power Company and req'd. City Atty. to review to eliminate a conflict of interest and to proceed with investigations of options resulting from the requirement to renegotiate the current franchise agreement with Edison and report back to City Council within 45 days.  
(Doc. 62)

Increased.  
(Doc. 63)

Req'd. City Atty. and auth'd. City Mgr.  
(Doc. 64)

Req'd. City Atty. and auth'd. City Mgr.  
(Doc. 65)

37. General Manager of Gas and Electric Department, regarding Letter of Intent with Long Beach Power Company to provide electric services for a potential City-owned electric distribution system.

Suggested Action: Authorize City Manager to execute a Letter of Intent with Long Beach Power Company to provide electric services for a potential City-owned electric distribution system; and to proceed with investigation of options resulting from the requirement to renegotiate the current franchise agreement with Edison.

38. Director of Parks, Recreation and Marine, regarding appropriation increases for funded grant projects. (Districts 5,7)

Suggested Action: Increase appropriations by \$576,000 in the Department of Public Works (PW) and the Capital Projects Fund (CP-201); \$20,000 in the Department of Community Development (CD) and the Redevelopment Fund (RD-230) and \$100,000 in the Department of Parks, Recreation and Marine (PR) and the General Purpose Fund (GP-105) for grant funded projects.

39. Director of Public Works, regarding joint marketing agreement between Long Beach Airport and Long Beach Ice Dogs. (District 5)

Suggested Action: Request City Attorney to prepare and authorize City Manager to execute said agreement for period of January 1, 1999 through December 31, 2001, subject to a 30-day termination notice.

40. Director of Public Works, regarding second amendment to lease with Gulfstream Aerospace Corporation, formerly known as 7701 Woodley Avenue Corporation. (District 5)

Suggested Action: Request City Attorney to prepare and authorize City Manager to execute said amendment to enable Gulfstream to implement a tax planning strategy which accelerates rent expense deductions.

- Req'd. City Atty., auth'd. City Mgr. and decreased.  
(Doc. 66)

41. Director of Public Works, regarding first amendment to Agreement No. 24951 between City and Long Beach Transit.  
  
Suggested Action: Request City Attorney to prepare said amendment for an additional allocation of \$300,000 of City's share of transportation funds to Long Beach Transit for Fiscal Year 1998-99; authorize City Manager to execute amendment; and decrease appropriations in Transportation Fund (SR 182 003) and Department of Public Works (PW) by \$300,000 and increase appropriations in the Transportation Fund (SR 182 003) and the Department of Financial Management (XC) by \$300,000.
- Req'd. City Atty. and auth'd. City Mgr.  
(Doc. 67)

42. Director of Public Works, regarding Fourth Amendment to Agreement No. 22107 with Willdan Associates to provide engineering services for redesign of the Lakewood Boulevard improvement project in conjunction with the design of Airport traffic improvements.  
  
Suggested Action: Request City Attorney to prepare and authorize City Manager to execute amendment to said agreement in the amount of \$205,167, and to execute contract amendments relative to the extension of the term and additional services, if required, for an amount not to exceed 25 percent of \$205,167.
- Req'd. City Atty.; increased award amount by \$1,925,000 for total award amount of \$3,925,000; and auth'd. City Mgr.  
(Doc. 68)

43. Director of Public Works, regarding amendment to Contract No. 25524 with Sully-Miller Contracting Company for street repairs and minor improvements.  
  
Suggested Action: Request City Attorney to prepare amendment to extend term of contract to December 31, 1999; increase award amount by \$1,925,000 for total award amount of \$3,925,000; and authorize City Manager to execute said amendment.
- Adopted and auth'd. City Mgr.  
(Doc. 69)

44. Director of Public Works, submitting Plans and Specifications No. R-6419 for Long Beach Airport Terminal Renovations. (District 5)  
  
Suggested Action: Adopt Plans and Specifications and authorize City Manager to advertise for bids.

RESOLUTIONS:

- Adopted Resolution No. C-27464 and req'd. City Atty. to prepare and auth'd. City Mgr. to execute agreement relating to the consent of City of Long Beach to change ownership of Long Beach Acquisition Corporation from Kelso and Company to Paul G. Allen.  
(Doc. 70)

45. Consenting to the transfer of control of Long Beach Acquisition Corporation; and setting forth the terms and conditions of its consent and approval; and directing and authorizing execution, adoption and acceptance of various documents necessary to embody such terms and conditions. (Technology Services)  
  
Suggested Action: Adopt Resolution and request City Attorney to prepare and authorize City Manager to execute agreement relating to the consent of the City of Long Beach to change ownership of Long Beach



December 22, 1998

Acquisition Corporation from Kelso and Company to Paul G. Allen.

Adopted Resolution No.  
C-27465 and directed City  
Clerk.  
(Doc. 71)

46. Ordering the vacation of the alley east of Long Beach Boulevard and north of Artesia Boulevard in the City of Long Beach. (Public Works) (District 9)
- Suggested Action: Adopt Resolution and direct City Clerk to arrange for recordation of the resolution and to transmit a copy to the Department of Public Works for posting to City maps.

**ORDINANCES:**

Adopted Ordinance No  
C-7583) Emerg.

47. Amending Ordinance No. C-7541 relating to the temporary limitation, with specific exceptions, on the establishment of certain restaurant-related land uses and entitlements within a specified area of the City on and adjacent to east Second Street between Bayshore Avenue on the east and Livingston Drive on the west (Belmont Shore); declaring the urgency thereof; and declaring that this Ordinance shall take effect immediately. (C-7583) (Planning and Building) (District 3)
- Suggested Action: Declare Ordinance read and adopted as read.

**NEW BUSINESS:**

48.  
49.  
50.

**PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT**

**Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)**

NOTE: The City Council Agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed to the public if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Department, City Hall Plaza Level, 333 W. Ocean Boulevard, Long Beach, California, 90802. You may access the agenda on the World Wide Web Internet address of [www.ci.long-beach.ca.us/cityclerk](http://www.ci.long-beach.ca.us/cityclerk) to view it. You may contact us through the use of E-Mail at [cityclerk@ci.long-beach.ca.us](mailto:cityclerk@ci.long-beach.ca.us) for correspondence purposes. The public may review agenda items in the City Clerk Department or the Government Publications Section of the Main Library. The City of Long Beach provides reasonable accommodations pursuant to the Americans with Disabilities Act of 1990. If a special accommodation is desired, or if you need the agenda provided in an alternate format, please phone Renae Gladney at (562) 570-6472 in the City Clerk Department 48 hours prior to the meeting. To communicate directly to the City Clerk Department Telephone Device for the Deaf (TDD), phone (562) 570-6626. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device. /RG